

MONDAY, MARCH 29, 2010

SEVENTY-FOURTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 5:00 p.m., and was called to order by Mr. Speaker Ramsey.

PRAYER

The proceedings were opened with prayer by Minister Clint Etherton of Graysville Church of Christ in Graysville, Tennessee, a guest of Senator Yager.

PLEDGE OF ALLEGIANCE

Senator Yager led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 32

Senators present were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

COMMUNICATION

March 25, 2010

The Honorable Ron Ramsey
Speaker of the Senate
Suite 1, Legislative Plaza
Nashville, Tennessee 37243

Dear Speaker Ramsey:

This is to request approval absence this Monday, March 29, to return Tuesday afternoon, March 30.

I must be absent due to business commitments in Pennsylvania.

Thank you for your consideration.

Sincerely,

/s/ Senator Rusty Crowe

APPROVED: Lieutenant Governor
Ron Ramsey

STANDING COMMITTEE REPORT

COMMERCE, LABOR AND AGRICULTURE

MR. SPEAKER: Your Committee on Commerce, Labor and Agriculture begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 3484.

JOHNSON, Chairperson
March 29, 2010

The Speaker announced that he had referred Senate Bill No. 3484 to the Committee on Calendar.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 2510, 2801, 2931, 2981, 3300, 3364, 3459, 3517, 3522, 3586, 3608, 3646, 3652, 3938 and 3957** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 2510 -- Register of Deeds -- As introduced, authorizes Hamilton County register's office to collect a \$2.00 electronic filing submission fee for each electronically-filed document recorded over the Internet through such register's county-run electronic filing portal; documents filed by governmental entities are exempt; requires approval of two thirds of local legislative body. Amends TCA Title 8, Chapter 21, Part 10.

House Bill No. 2801 -- Bail, Bail Bonds -- As introduced, authorizes a bail bondsman to return a defendant to the jurisdiction for which the bail bond is obligated for the defendant's appearance, provided that the bail bondsman is liable for the expenses of returning the defendant. Amends TCA Title 40, Chapter 11, Part 1.

House Bill No. 2931 -- Highway Signs -- As introduced, "Southport Community Bridge", State Route 245 in Maury County.

House Bill No. 2981 -- Unclaimed Property -- As introduced, establishes that boating regulation laws will govern unclaimed or abandoned boats and vessels when in conflict with the Uniform Disposition of Unclaimed Property Act. Amends TCA Title 66, Chapter 29.

House Bill No. 3300 -- Judgments -- As introduced, specifies three reasons why a foreign judgment would not be conclusive, and further states that a foreign defamation judgment shall not be recognized if the defamation law of the foreign court adjudicating the case provided less protection for freedom of speech and press than the United States and Tennessee constitutions. Amends TCA Title 16; Title 19; Title 20; Title 21; Title 25; Title 26; Title 29 and Title 45.

House Bill No. 3364 -- Solid Waste Disposal -- As introduced, requires the solid waste disposal control board and Department of Environment and Conservation to demonstrate specific

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

compliance with Public Chapter 462 of 2007 before taking any action concerning solid waste regulation. Amends TCA Title 68, Chapter 211.

House Bill No. 3459 -- Health Care -- As introduced, adds the governor and the general assembly to the Commissioner of Finance and Administration as recipients of the health equity commission's advice on the state health plan. Amends TCA Title 3, Chapter 15, Part 4.

House Bill No. 3517 -- Education -- As introduced, encourages local education agencies to study the STEP program, or any similar program, and to consider replicating such program in their school districts with the assistance of interested partners. Amends TCA Title 49.

House Bill No. 3522 -- Alcoholic Beverages -- As introduced, allows manufacturers holding a retail license to be able to have paid tastings; prohibits commissions from adding additional space requirements other than those required under federal law. Amends TCA Title 57, Chapter 2 and Title 57, Chapter 3, Part 2.

House Bill No. 3586 -- Judges and Chancellors -- As introduced, requires that a court, when appointing a lawyer to sit as a special judge for a general sessions judge or a juvenile court judge, state on the record the limitations of such special judge. Amends TCA Section 16-15-209.

House Bill No. 3608 -- Taxes, Real Property -- As introduced, increases the amounts that may be charged regarding the filing of an application for exemption from property taxes as a religious, charitable, scientific, or educational institution and the costs of a hearing on the assessment of property taxes; and removes the prohibition against assessing fees over \$1.00 per parcel for electronically-filed appeals until the actual appeal forms are filed. Amends TCA Section 67-5-1501 and Section 67-5-21.

House Bill No. 3646 -- Alcoholic Beverages -- As enacted, authorizes The Company Store and Maggie's Landing in DeKalb County to apply for licensure to sell alcoholic beverages for on-premises consumption as premier type tourist resorts. Amends TCA Section 57-4-102.

House Bill No. 3652 -- Taxes, Litigation -- As introduced, allows legislative body of Davidson County to impose annual \$1.00 litigation tax, up to \$5.00 maximum, on filings in general sessions and juvenile court for purpose of funding victim-offender mediation centers. Amends TCA Title 16, Chapter 20, Part 1.

House Bill No. 3938 -- General Assembly -- As introduced, clarifies what a private act is for purposes of action required by the secretary of state; clarifies that a private act amends county or city charters, not the general law. Amends TCA Title 8.

House Bill No. 3957 -- Sumner County -- As introduced, subject to local approval, establishes procedure for distribution of proceeds of the hotel/motel tax. Amends Chapter 7 of the Private Acts of 1985.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 3937 through 3939** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senate Bill No. 3937 Local bill -- held on desk.

Senate Bill No. 3938 Local bill -- held on desk.

Senate Bill No. 3939 Local bill -- held on desk.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 903 and 904** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 903 by Senator Black.
Memorials, Sports -- Beech High School boys' basketball team, District 9-AAA Champions.

Senate Joint Resolution No. 904 by Senator Overbey.
Memorials, Recognition -- Raymond Mack Garner.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 906, 928, 929, 931 and 933 through 940**; and **Senate Joint Resolutions Nos. 896 through 902** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 906 -- Naming and Designating -- "Colorectal Cancer Awareness Month", March 2010.

The Speaker announced that he had referred House Joint Resolution No. 906 to the Committee on State and Local Government.

House Joint Resolution No. 928 -- Memorials, Sports -- Union City High School, Class 1A State Football Champions.

The Speaker announced that he had referred House Joint Resolution No. 928 to the Committee on Calendar.

House Joint Resolution No. 929 -- Memorials, Sports -- Richland High School cheerleading squad, TSSAA State Champions.

The Speaker announced that he had referred House Joint Resolution No. 929 to the Committee on Calendar.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

House Joint Resolution No. 931 -- Memorials, Recognition -- Leon Rhodes.

The Speaker announced that he had referred House Joint Resolution No. 931 to the Committee on Calendar.

House Joint Resolution No. 933 -- Memorials, Recognition -- Watkins College of Art, Design & Film, 125th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 933 to the Committee on Calendar.

House Joint Resolution No. 934 -- Memorials, Recognition -- Women's History Month.

The Speaker announced that he had referred House Joint Resolution No. 934 to the Committee on Calendar.

House Joint Resolution No. 935 -- Memorials, Retirement -- Roger Christian.

The Speaker announced that he had referred House Joint Resolution No. 935 to the Committee on Calendar.

House Joint Resolution No. 936 -- Memorials, Death -- George Milum "Bud" Testerman.

The Speaker announced that he had referred House Joint Resolution No. 936 to the Committee on Calendar.

House Joint Resolution No. 937 -- Memorials, Public Service -- Allen Dale Davis, John Bond Administrator of the Year Award.

The Speaker announced that he had referred House Joint Resolution No. 937 to the Committee on Calendar.

House Joint Resolution No. 938 -- Memorials, Personal Occasion -- Mary Mayfield, 90th birthday.

The Speaker announced that he had referred House Joint Resolution No. 938 to the Committee on Calendar.

House Joint Resolution No. 939 -- Memorials, Recognition -- Dr. Thomas Boduch.

The Speaker announced that he had referred House Joint Resolution No. 939 to the Committee on Calendar.

House Joint Resolution No. 940 -- Memorials, Recognition -- 3rd Annual Blount County Earth Round-up.

The Speaker announced that he had referred House Joint Resolution No. 940 to the Committee on Calendar.

Senate Joint Resolution No. 896 -- Memorials, Recognition -- Best Buddies.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

The Speaker announced that he had referred Senate Joint Resolution No. 896 to the Committee on Calendar.

Senate Joint Resolution No. 897 -- General Assembly, Statement of Intent or Position -- Urges Attorney General and Reporter Bob Cooper to join other states in contesting the implementation of any unconstitutional provisions of the federal health care legislation.

The Speaker announced that he had referred Senate Joint Resolution No. 897 to the Committee on Judiciary.

Senate Joint Resolution No. 898 -- Memorials, Death -- Alice Algood.

The Speaker announced that he had referred Senate Joint Resolution No. 898 to the Committee on Calendar.

Senate Joint Resolution No. 899 -- Highway Signs -- "Roy Bell and David O'Guin Memorial Bridge", State Route 438 in Perry County.

The Speaker announced that he had referred Senate Joint Resolution No. 899 to the Committee on Calendar.

Senate Joint Resolution No. 900 -- Memorials, Public Service -- Chuck Comer.

The Speaker announced that he had referred Senate Joint Resolution No. 900 to the Committee on Calendar.

Senate Joint Resolution No. 901 -- Memorials, Public Service -- Thomas Caldwell.

The Speaker announced that he had referred Senate Joint Resolution No. 901 to the Committee on Calendar.

Senate Joint Resolution No. 902 -- Memorials, Death -- Alice Algood.

The Speaker announced that he had referred Senate Joint Resolution No. 902 to the Committee on Calendar.

MOTION

Senator Faulk moved that **House Bill No. 3309** be recalled from the House, which motion prevailed.

NOTICES

MESSAGE FROM THE HOUSE

March 25, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3894, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

March 25, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3203. The House nonconcurred in Senate Amendment No. 1.

BURNEY T. DURHAM,
Chief Clerk.

APPOINTMENT OF SELECT COMMITTEE

Mr. Speaker Ramsey made the following appointments to the Lottery Stabilization Task Force: Speaker Pro Tempore Woodson, Chairman; Senators Gresham, Tate, McNally and Henry; Dr. Claude Pressnell, Dr. Rich Rhoda, Chancellor Charles Manning, Dr. Jan Simek; Secretary of State Tré Hargett, Comptroller of the Treasury Justin Wilson; and Treasurer David Lillard.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 880 -- Memorials, Recognition -- Boy Scouts of America, 100th anniversary.

Senate Joint Resolution No. 881 -- Memorials, Recognition -- Kenneth Mitchell.

Senate Joint Resolution No. 882 -- Memorials, Death -- Dustin Robert Cupp.

Senate Joint Resolution No. 883 -- Memorials, Death -- L.D. Agee.

Senate Joint Resolution No. 884 -- Memorials, Retirement -- Tanya Jan Gardner.

Senate Joint Resolution No. 885 -- Memorials, Recognition -- Flo Charles.

Senate Joint Resolution No. 887 -- Memorials, Recognition -- Scott Gillenwaters, Anderson County Commission.

Senate Joint Resolution No. 888 -- Memorials, Sports -- Gallatin High School Cheerleaders, Large Varsity Level 3 National Champions.

Senate Resolution No. 206 -- Memorials, Interns -- Derek Kuhn.

House Joint Resolution No. 911 -- Memorials, Sports -- Barry Beau Brunetti.

House Joint Resolution No. 912 -- Memorials, Sports -- Giles County High School boys football team, Class 4A State Champions.

House Joint Resolution No. 913 -- Memorials, Public Service -- Deputy Commissioner of Agriculture Terry J. Oliver.

House Joint Resolution No. 914 -- Memorials, Public Service -- Ken Givens, Commissioner of Agriculture.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

House Joint Resolution No. 915 -- Memorials, Personal Occasion -- Tom and Judy Spence, 50th anniversary.

House Joint Resolution No. 916 -- Memorials, Death -- John Stanley Wassom.

House Joint Resolution No. 918 -- Memorials, Recognition -- Tyler Boyd, National Jersey Youth Achievement Award.

House Joint Resolution No. 919 -- Memorials, Personal Occasion -- Nannie Gang, 90th birthday.

House Joint Resolution No. 920 -- Memorials, Personal Occasion -- Mae Poland Farmer Hicks, 90th birthday.

House Joint Resolution No. 921 -- Memorials, Sports -- Coach Marynell Meadors, WNBA Coach of the Year.

House Joint Resolution No. 922 -- Memorials, Recognition -- Stars and Stripes Forever Military Day.

House Joint Resolution No. 923 -- Memorials, Recognition -- Chaz Story, Greeneville/Greene County Boys and Girls Club 2010 Youth of the Year.

House Joint Resolution No. 924 -- Memorials, Personal Achievement -- Kyle Alexander Comley, Eagle Scout.

House Joint Resolution No. 925 -- Memorials, Sports -- Riverdale High School Lady Warriors basketball team, 2010 Class AAA State Champions.

House Joint Resolution No. 926 -- Memorials, Professional Achievement -- Juliana Bastin, Nolensville Fire Department Firefighter of the Year.

House Joint Resolution No. 932 -- Memorials, Recognition -- Sharron L. Eckert.

Senator Faulk moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Objections having been raised, the following bill was placed at the heel of the calendar for Wednesday, March 31, 2010, pursuant to Rule 38: **Senate Bill No. 3181.**

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senate Bill No. 1678 -- Motor Vehicles -- As introduced, increases from 15 to 30 days when notice of tow of an abandoned or unclaimed vehicle must be given to last registered owner. Amends TCA Title 55, Chapter 16.

Senate Bill No. 3001 -- Adoption -- As introduced, states that a man shall not be a legal parent based solely on scientific testing, but such testing may be a basis for a court of competent jurisdiction to establish paternity. Amends TCA Section 36-1-102.

Senate Bill No. 3004 -- Adoption -- As introduced, clarifies that any spouse of a relative is also a legal relative or related. Amends TCA Section 36-1-102.

Senate Bill No. 3064 -- Unclaimed Property -- As introduced, establishes that boating regulation laws will govern unclaimed or abandoned boats and vessels when in conflict with the Uniform Disposition of Unclaimed Property Act. Amends TCA Title 66, Chapter 29.

On motion, Senate Bill No. 3064 was made to conform with **House Bill No. 2981**.

On motion, House Bill No. 2981, on same subject, was substituted for Senate Bill No. 3064.

Senate Bill No. 3070 -- Professions and Occupations -- As introduced, clarifies and reiterates current law concerning what duties may be performed by general contractors and architects and engineers performing construction management agent or advisor services for the construction of school buildings or additions to existing buildings. Amends TCA Section 49-2-203.

On motion, Senate Bill No. 3070 was made to conform with **House Bill No. 2754**.

On motion, House Bill No. 2754, on same subject, was substituted for Senate Bill No. 3070.

House Joint Resolution No. 746 -- General Assembly, Statement of Intent or Position -- Urges 911 call centers to accept text messages.

House Joint Resolution No. 763 -- Naming and Designating -- "National Church School Day", June 6, 2010, and "Back to Church School Crusade Months", June 7 through July 31, 2010.

House Joint Resolution No. 823 -- Naming and Designating -- "America Saves Week", February 21-28, 2010.

House Joint Resolution No. 884 -- Naming and Designating -- "Deep-Vein Thrombosis Awareness Month", March 2010.

House Joint Resolution No. 896 -- Naming and Designating -- "NASCAR Day", May 21, 2010.

Senator Faulk moved that all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	32
Noes	0

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 763 -- Constitutional Amendments -- Proposes an amendment to clarify the constitutional language that currently prohibits the levying of a tax on any class of income, other than income derived from stocks and bonds, and to prohibit any tax levied on or measured by employer payrolls, as amended.

Senator Kelsey moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution.

Thereupon, Mr. Speaker Ramsey declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 763**, as amended, had been read.

Thereupon, **Senate Joint Resolution No. 763**, as amended, was adopted by the following vote:

Ayes	25
Noes	7

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Gresham, Herron, Jackson, Johnson, Kelsey, Ketron, McNally, Norris, Overbey, Southerland, Stewart, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--25.

Senators voting no were: Ford, Harper, Haynes, Henry, Kyle, Marrero and Tate--7.

A motion to reconsider was tabled.

Senate Bill No. 2654 -- Bail, Bail Bonds -- As introduced, authorizes a bail bondsman to return a defendant to the jurisdiction for which the bail bond is obligated for the defendant's appearance, provided that the bail bondsman is liable for the expenses of returning the defendant. Amends TCA Title 40, Chapter 11, Part 1.

On motion, Senate Bill No. 2654 was made to conform with **House Bill No. 2801**.

On motion, House Bill No. 2801, on same subject, was substituted for Senate Bill No. 2654.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the following language from the amendatory language of Section 1:

provided, the bail bondsman is liable for the expenses of returning the defendant.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

and substituting instead the following language:

provided, the bail bondsman is liable for the expenses of returning the defendant and the defendant is located within the State of Tennessee.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2801**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 2726 -- Food and Food Products -- As introduced, limits civil and criminal liability of persons donating food to charitable organizations or to corrections facility. Amends TCA Title 49 and Title 53, Chapter 13, Part 1.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subdivision (a)(4) in the amendatory language of Section 1 of the printed bill and by redesignating the remaining subdivisions accordingly.

AND FURTHER AMEND by deleting the language ", or a correctional facility" from subdivision (a)(5) in the amendatory language of Section 1 of the printed bill.

AND FURTHER AMEND by deleting the language "education, and corrections" in the amendatory language of Section 4 of the printed bill and by substituting instead the language "and education".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2726**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senate Bill No. 2966 -- Indigents -- As introduced, requires that at the end of the trial court proceeding, the clerk pay any money collected from an indigent criminal defendant to the administrative office of the courts rather than directly to the defendant's attorney of record. Amends TCA Title 40, Chapter 14.

On motion, Senate Bill No. 2966 was made to conform with **House Bill No. 2690**.

On motion, House Bill No. 2690, on same subject, was substituted for Senate Bill No. 2966.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2690** passed its third and final consideration by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Barnes, Beavers, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Jackson, Johnson, Kelsey, Ketron, Kyle, McNally, Norris, Overbey, Southerland, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--28.

A motion to reconsider was tabled.

Senate Bill No. 2988 -- Sexual Offenders -- As introduced, requires a sexual offender or violent sexual offender to obtain written permission or a request from school principal or facility administrator before attending a conference at the school as a parent or providing transportation to the offender's child at the school. Amends TCA Section 40-39-211.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-39-211, is amended by deleting subdivision (d)(2) in its entirety and substituting instead the following:

(2) Subdivision (d)(1) shall not apply when the offender:

(A) Is a student in attendance at the school;

(B) Is attending a conference with school, daycare, childcare, park, playground or recreation center officials as a parent or legal guardian of a child who is enrolled in the school, daycare center, other childcare center or of a child who is a participant at the park, playground or recreation center and has received written permission or a request from the school's principal or the facility's administrator;

(C) Resides at a state licensed or certified facility for incarceration, health or convalescent care; or

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

(D) Is dropping off or picking up a child or children and the person is the child or children's parent or legal guardian who has provided written notice of the parent's offender status to the school's principal or a school administrator upon enrollment.

SECTION 2. Tennessee Code Annotated, Section 40-39-211(g), is amended by adding the following as a new subdivision:

(4) A violation of this part due solely to a lack of the written permission required pursuant to subdivision (d)(2) shall be punishable by fine only.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2988**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 3138 -- Pensions and Retirement Benefits -- As introduced, extends membership in the Tennessee consolidated retirement system to all employees instead of just the administrative employees of certain participating employers; and makes other revisions regarding the retirement system and retirement benefits under the system. Amends TCA Sections 8-34-101(46)(B), 8-34-206(d), 8-34-321.

Senator Yager declared Rule 13 on **Senate Bill No. 3138**.

Senator McNally moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the amendatory and directory language of Section 20 and by substituting instead the following:

SECTION 20. Tennessee Code Annotated, Section 8-35-226(c), is amended by deleting the second sentence thereof in its entirety and by substituting instead the following:

In no event shall the benefit payable on such service exceed that provided under § 8-36-209(a)(1)(A), § 8-36-209(a)(1)(B), § 8-36-209(a)(2)(A), or § 8-36-209(a)(2)(B), depending upon which option is exercised by the chief legislative body.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

AND FURTHER AMEND by deleting the amendatory and directory language of Section 30 and by substituting instead the following:

SECTION 30. Tennessee Code Annotated, Section 8-36-209(a), is amended by adding the following new subdivision (2) and by redesignating the current subdivisions accordingly:

(2) Notwithstanding any other law to the contrary and commencing on July 1, 2010, the chief legislative body of any city, special school district or county may set the minimum service retirement allowance payable with respect to creditable service established pursuant to § 8-35-226 as follows:

(A) Fourteen dollars (\$14.00) per month for each year of such creditable service adjusted effective July 1, 2011, and on each July 1 thereafter pursuant to the cost-of-living provisions in § 8-36-701(b)(1) and (2);
or

(B) Twenty dollars (\$20.00) per month for each year of such creditable service adjusted effective July 1, 2011, and on each July 1 thereafter pursuant to the cost-of-living provisions in § 8-36-701(b)(1) and (2).

To set the minimum service retirement allowance under either subdivision (2)(A) or (2)(B) of this subsection, the chief legislative body of the respective city, special school district or county must pass a resolution authorizing the provisions of either subdivision (2)(A) or (2)(B) of this subsection and accepting the liability therefore. Any such resolution shall apply to current and future retirees and shall become effective on the first day of any quarter following the filing of the resolution with the retirement system. No retroactive benefits shall be paid under the provisions of this subdivision (a)(2). For cities, special school districts and counties that do not elect the provisions of either subdivision (a)(2)(A) or (a)(2)(B), the minimum benefit for service established pursuant to § 8-35-226 shall be determined pursuant to subdivision (a)(1)(A) or (a)(1)(B) of this section, depending upon which option is exercised by the respective city, school district or county.

On motion, Amendment No. 1 was adopted.

Senator McNally moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting the language "Section 8-35-823" in Section 26 of the bill and by substituting instead the language "Section 8-36-823".

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 3138**, as amended, passed its third and final consideration by the following vote:

Ayes 29
Noes 0

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senators voting aye were: Barnes, Beavers, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--29.

A motion to reconsider was tabled.

Senate Bill No. 3270 -- General Assembly -- As introduced, clarifies what a private act is for purposes of action required by the secretary of state; clarifies that a private act amends county or city charters, not the general law. Amends TCA Title 8.

On motion, Senate Bill No. 3270 was made to conform with **House Bill No. 3938**.

On motion, House Bill No. 3938, on same subject, was substituted for Senate Bill No. 3270.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3938** passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Barnes, Beavers, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

Mr. Speaker Ramsey moved that **Senate Bill No. 3489** be moved three places down on the Calendar for today, which motion prevailed.

Senate Bill No. 3527 -- Judges and Chancellors -- As introduced, requires that a court, when appointing a lawyer to sit as a special judge for a general sessions judge or a juvenile court judge, state on the record the limitations of such special judge. Amends TCA Section 16-15-209.

On motion, Senate Bill No. 3527 was made to conform with **House Bill No. 3586**.

On motion, House Bill No. 3586, on same subject, was substituted for Senate Bill No. 3527.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3586** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle,

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

MR. SPEAKER RAMSEY RELINQUISHES CHAIR

Mr. Speaker Ramsey relinquished the Chair to Senator Woodson as Speaker pro tempore.

Senate Bill No. 3552 -- Alcoholic Beverages -- As introduced, removes resort in Crab Orchard from definition of premier type tourist resort; removes one of the duplicated definitions of Nashville Shores. Amends TCA Section 57-4-102.

On motion, Senate Bill No. 3552 was made to conform with **House Bill No. 3646**.

On motion, House Bill No. 3646, on same subject, was substituted for Senate Bill No. 3552.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3646** passed its third and final consideration by the following vote:

Ayes	23
Noes	4
Present, not voting . . .	1

Senators voting aye were: Barnes, Black, Burchett, Faulk, Finney, Ford, Harper, Haynes, Henry, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Woodson, Yager and Mr. Speaker Ramsey--23.

Senators voting no were: Beavers, Burks, Herron and Southerland--4.

Senator present and not voting was: Bunch--1.

A motion to reconsider was tabled.

Senator Ketron moved that **Senate Bill No. 3590** be placed on the Calendar for Monday, April 5, 2010, which motion prevailed.

Senate Bill No. 3489 -- Annexation -- As introduced, allows municipality to expand its urban growth boundaries to include tracts of land that are 10 acres or smaller when certain criteria are met. Amends TCA Section 6-58-104.

Senator Overbey declared Rule 13 on **Senate Bill No. 3489**.

Senator Ketron moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 1 of the bill and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 6-58-104, is amended by adding the following as a new, appropriately designated subsection:

(1) Notwithstanding any other provision of this section to the contrary, a municipality may expand its urban growth boundaries to include any tract of land that is ten (10) acres or smaller, if and only if: the tract is contiguous to an existing urban growth boundary that has already been annexed by the municipality; the tract is being provided water and sewer services; and the owner of the tract consents to being included within the urban growth boundaries.

(2) If a municipality amends its urban growth boundaries pursuant to this subsection, it shall not be necessary for the coordinating committee to reconvene and it shall not require approval from the county or any other municipality within the county. Approval of an amendment to the urban growth boundary under this subdivision shall only be required from the governing body of the municipality involved. After the proposed amendment is approved by the governing body of the municipality, the amendment shall become part of the county's growth plan.

(3) Acting pursuant to this subsection, a municipality shall not expand its urban growth boundaries more than once during any sixty (60) month period.

On motion, Amendment No. 1 was adopted.

On motion of Senator Ketron, Amendment No. 2 was withdrawn.

Mr. Speaker Ramsey moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting the effective date section and by substituting instead the following:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and is hereby repealed on December 31, 2011.

Mr. Speaker Ramsey moved that **Senate Bill No. 3489**, as amended, be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 3625 -- Insurance Companies, Agents, Brokers, Policies -- As introduced, authorizes the Commissioner of Health to charge reasonable fees to those persons issuing insurance policies for the failure to make payments for certain drugs with particular indications by the FDA as required by the commissioner. Amends TCA Section 56-7-2352.

Senator Ford declared Rule 13 on **Senate Bill No. 3625**.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 56-7-2352(b)(3), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(3) "Standard reference compendia" means:

- (A) The United States Pharmacopeia Drug Information;
- (B) The American Medical Association Drug Evaluations;
- (C) The American Hospital Formulary Service Drug Information;
- (D) The National Comprehensive Cancer Network Drugs and Biologics Compendium;
- (E) The Thomson Micromedex DrugDex; or
- (F) The Gold Standard/Elsevier Clinical Pharmacology.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3625**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senator Watson moved that **Senate Bill No. 2474** be rereferred to the Committee on Calendar, which motion prevailed.

Senate Bill No. 2928 -- Workers' Compensation -- As introduced, establishes date for maximum medical improvement in cases involving pain management treatments. Amends TCA Title 50, as amended.

Senator Overbey declared Rule 13 on **Senate Bill No. 2928**.

Thereupon, **Senate Bill No. 2928**, as amended, passed its third and final consideration by the following vote:

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 3806 -- Insurance, Health, Accident -- As introduced, enacts the "Tennessee Health Carrier Grievance and External Review Procedure Act". Amends TCA Title 56, as amended.

Senator Ford declared Rule 13 on **Senate Bill No. 3806**.

Thereupon, **Senate Bill No. 3806**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

FURTHER ACTION ON SENATE BILL NO. 3489, AS AMENDED

On motion of Mr. Speaker Ramsey, Amendment No. 3 was withdrawn.

Mr. Speaker Ramsey moved to amend as follows:

AMENDMENT NO. 4

AMEND by deleting the effective date section and by substituting instead the following:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and is hereby repealed on June 30, 2011.

Pursuant to Rule 39(3), Amendment No. 4 was adopted by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Thereupon, **Senate Bill No. 3489**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 219 -- TennCare -- As introduced, requires the Department of Health to notify each member of the general assembly of any proposed TennCare program changes that will affect services currently provided to TennCare enrollees. Amends TCA Title 3 and Title 71.

Senator Herron moved that the Senate refuse to recede from its action in adopting Senate Amendment No. 1 to **House Bill No. 219**, which motion prevailed by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

MOTION

Senator Black moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 967**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 967 -- Memorials, Public Service -- Mayor John Decker, *Robertson County Times* and White House Chamber of Commerce Citizen of the Year.

On motion of Senator Black, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 967** was concurred in by the following vote:

Ayes 28
Noes 0

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Senators voting aye were: Barnes, Beavers, Black, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--28.

A motion to reconsider was tabled.

MOTION

Senator Black moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 968**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 968 -- Memorials, Public Service -- Ron Stroupe, White House Chamber of Commerce Community Service Award.

On motion of Senator Black, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 968** was concurred in by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Barnes, Beavers, Black, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey--28.

A motion to reconsider was tabled.

NOTICE

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 2552. The House nonconcurred in Senate Amendment No. 1.

BURNEY T. DURHAM,
Chief Clerk.

RECALL OF BILL

On motion of Mr. Speaker Ramsey, **Senate Bill No. 3052** was recalled from the Committee on State and Local Government.

REFERRAL OF BILL

Mr. Speaker Ramsey moved that Senate Bill No. 3052 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

RECALL OF BILL

On motion of Mr. Speaker Ramsey, **Senate Bill No. 3410** was recalled from the Committee on Calendar.

REFERRAL OF BILL

Mr. Speaker Ramsey moved that Senate Bill No. 3410 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

MOTION

On motion of Senators Tracy, Herron, Overbey, Faulk, Stewart, Kyle, Yager, Burchett, Woodson, Burks and Ketron, their names were added as sponsors of **Senate Joint Resolution No. 880**.

On motion of Senator Faulk, his name was added as sponsor of **Senate Joint Resolution No. 885**.

On motion of Senators Burchett and Woodson, their names were added as sponsors of **Senate Joint Resolution No. 887**.

On motion of Senator Tracy, his name was added as sponsor of **Senate Joint Resolution No. 888; and House Joint Resolutions Nos. 746 and 925**.

On motion of Senators Marrero and Kyle, their names were added as sponsors of **House Joint Resolution No. 911**.

On motion of Senator Jackson, his name was added as sponsor of **House Joint Resolution No. 912**.

On motion of Senators Herron, Burks, Barnes, Beavers, Berke, Black, Bunch, Burchett, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolutions Nos. 913 and 914**.

On motion of Senators Herron and Finney, their names were added as sponsors of **House Joint Resolution No. 915**.

On motion of Senators Southerland and Burks, their names were added as sponsors of **House Joint Resolution No. 918**.

On motion of Senators Tracy, Burks and Black, their names were added as sponsors of **House Joint Resolution No. 921**.

On motion of Senators Marrero, Haynes and Harper, their names were added as sponsors of **House Joint Resolution No. 922**.

On motion of Senators Southerland and Barnes, their names were added as sponsors of **House Joint Resolution No. 923**.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

On motion of Senators Barnes and Ketron, their names were added as sponsors of **House Joint Resolution No. 924**.

On motion of Senator Johnson, his name was added as sponsor of **House Joint Resolution No. 926**.

On motion of Senator Burks, her name was added as sponsor of **House Joint Resolution No. 932**.

On motion of Senators Stewart and Marrero, their names were added as sponsors of **Senate Bills Nos. 3001 and 3004**.

On motion of Senators Ford and Harper, their names were added as sponsors of **House Joint Resolution No. 763**.

On motion of Senator Marrero, her name was added as sponsor of **House Joint Resolution No. 823**.

On motion of Senators Berke and Marrero, their names were added as sponsors of **House Joint Resolution No. 884**.

On motion of Senators Harper, Faulk, Stewart, Berke and Marrero, their names were added as sponsors of **House Joint Resolution No. 896**.

On motion of Senators Burks and Black, their names were added as sponsors of **Senate Bill No. 2726**.

On motion of Senator Gresham, her name was added as sponsor of **Senate Bill No. 3527**.

On motion of Senators Black, Barnes, Beavers, Berke, Bunch, Burchett, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolution No. 968**.

On motion of Senator Yager, his name was added as sponsor of **Senate Bills Nos. 3164 and 3498; Senate Joint Resolution No. 763; and House Joint Resolutions Nos. 916, 919 and 920**.

On motion of Senator Ford, her name was added as sponsor of **Senate Bills Nos. 2915, 3197 and 3528**.

On motion of Senator Black, her name was added as sponsor of **Senate Bill No. 3622; and Senate Joint Resolution No. 883**.

ENGROSSED BILLS

March 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 1678, 2726, 2928, 3001, 3004, 3138, 3489, 3625 and 3806; and Senate

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

Joint Resolutions Nos. 763, 880, 881, 882, 883, 884, 885, 887 and 888; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENGROSSED BILLS

March 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bill No. 2988, and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 1871, 2670, 2700, 2705, 2706, 2794, 2913, 3045, 3069, 3159, 3480 and 3789; passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2511, 2512 and 2766; passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2801 and 2981, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3646, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3938, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 30, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 1184, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 769, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951 and 952; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 953, 954, 956, 957, 958 and 960; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 967 and 968, adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2645 and 2975, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2988 and 3859, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 3172 and 3296, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3435, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 836, 872, 873, 874, 876, 877, 878 and 879; concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

ENROLLED BILLS

March 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 2645, 2975, 2988, 3172, 3296, 3435 and 3859; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENROLLED BILLS

March 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolution No. 30, and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

ENROLLED BILLS

March 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 836, 872, 873, 874, 876, 877, 878 and 879; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENROLLED BILLS

March 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolution No. 206, and find same correctly enrolled and ready for the signature of the Speaker.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2810, 2868, 3415, 3609, 3644 and 3645; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 30, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 746, 763, 823, 884, 896, 911, 912, 913, 914, 915, 916, 918, 919, 920, 921, 922, 923, 924, 925, 926, 932, 967 and 968; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

SIGNED

March 29, 2010

The Speaker announced that he had signed the following: Senate Bills Nos. 1553, 2607, 3359, 3522 and 3579.

SIGNED

March 29, 2010

The Speaker announced that he had signed the following: House Bills Nos. 187, 2941, 3139, 3148, 3168, 3454, 3610, 3643, 3819, 3830 and 3836.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

SIGNED

March 29, 2010

The Speaker announced that he had signed the following: House Bills Nos. 2810, 2868, 3415, 3609, 3644 and 3645.

SIGNED

March 30, 2010

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 836, 872, 873, 874, 876, 877, 878 and 879.

SIGNED

March 30, 2010

The Speaker announced that he had signed the following: Senate Resolution No. 206.

SIGNED

March 30, 2010

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 746, 763, 823, 884, 896, 911, 912, 913, 914, 915, 916, 918, 919, 920, 921, 922, 923, 924, 925, 926, 932, 967 and 968.

MESSAGE FROM THE HOUSE

March 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1553, 2607, 3359, 3522 and 3579; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 30, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 836, 872, 873, 874, 876, 877, 878 and 879; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 1553, 2607, 3359, 3522 and 3579; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

REPORT OF CHIEF ENGROSSING CLERK

March 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 836, 872, 873, 874, 876, 877, 878 and 879; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

March 29, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 787, 850, 866, 867, 868, 870 and 895; with his approval.

STEVEN E. ELKINS,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

March 30, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 2410 and 2974, with his approval.

STEVEN E. ELKINS,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, March 31, 2010: Senate Joint Resolutions Nos. 889, 891, 892, 893 and 894.

This the 29th day of March, 2010.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, March 31, 2010: Senate Bills Nos. 238, 2537, 2718, 2722, 3266, 3300, 3385, 3547, 3556, 3606, 3682, 3706, 3715 and 3852.

This the 29th day of March, 2010.
MIKE FAULK, Chairperson.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 1, 2010: Senate Joint Resolutions Nos. 896, 898, 899, 900, 901 and 902; and House Joint Resolutions Nos. 928, 929, 931, 933, 934, 935, 936, 937, 938, 939 and 940.

This the 30th day of March, 2010.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
LOCAL BILL
CONSENT CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Wednesday, March 31, 2010: Senate Bills Nos. 2512, 3920, 3921, 3922, 3923, 3925, 3926 and 3928.

This the 29th day of March, 2010.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, March 31, 2010: Senate Bills Nos. 852, 1299, 2341, 2505, 2541, 2797, 3437, 3545, 3607, 3610, 3812 and 2297.

This the 29th day of March, 2010.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 1, 2010: Senate Bills Nos. 806, 2646, 2956, 3361, 3404, 3471, 3506, 3514, 3867, 2912 and 3416.

This the 30th day of March, 2010.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Wednesday, March 31, 2010: Senate Bill No. 3894; and House Bills Nos. 2552 and 3203.

This the 29th day of March, 2010.
MIKE FAULK, Chairperson.

MONDAY, MARCH 29, 2010 -- 74TH LEGISLATIVE DAY

ADJOURNMENT

Senator Norris moved the Senate adjourn until 8:30 a.m., Wednesday, March 31, 2010, which motion prevailed.